

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

OCT 20 2009

JOHN F. CORCORAN, CLERK
BY: *S. Saylor*
DEPUTY CLERK

UNITED STATES OF AMERICA,)
)
v.) **Criminal Action No. 6:03cr30073-2**
)
) **2255 FINAL ORDER**
JAMES R. DAVIS.)
) **By: Samuel G. Wilson**
) **United States District Judge**

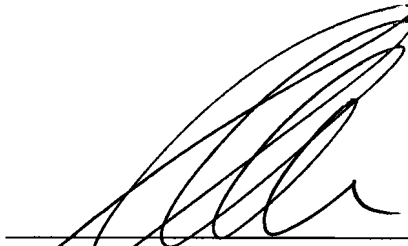
For the reasons stated in the accompanying Memorandum Opinion, it is hereby

ORDERED and ADJUDGED

that Davis' motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255 shall be and hereby is **DISMISSED without prejudice** as successive; and the case is hereby **STRICKEN** from the active docket.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 21st day of October, 2009.



United States District Judge